

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

BRANCH BANKING AND TRUST CO.,

Plaintiff(s),

vs.

COOLIDGE 234, LLC, et al.,

Defendant(s).

Case No. 2:12-cv-01707-MMD-NJK

**ORDER DENYING STIPULATION TO  
STAY DISCOVERY (Docket No. 21)**

Pending before the Court is the parties' stipulation to stay discovery pending ruling on the motion to dismiss, Docket No. 21, which is **DENIED** without prejudice. The parties provide no support for their request other than the fact that a motion to dismiss is pending. The pendency of a motion to dismiss alone does not in itself stay discovery. *See, e.g., Tradebay, LLC v. eBay, Inc.*, 278 F.R.D. 597, 600 (D. Nev. 2011) ("The Federal Rules of Civil Procedure do not provide for automatic or blanket stays of discovery when a potentially dispositive motion is pending."). Instead, parties seeking to stay discovery must make a showing that such a stay is proper under the standards announced in *Tradebay*, 278 F.R.D. at 601-03. As no such showing has been made here, the stipulation to stay discovery is **DENIED** without prejudice.

IT IS SO ORDERED.

DATED: March 12, 2013

  
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 NANCY J. KOPPE  
 United States Magistrate Judge

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